

SAC, New York (100-95266)

February 12, 1953

Director, FBI (100-164610)-78

RECORDED

FRANK J. MALINA, wa.
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT

Reurlet January 16, 1953, informing that in the case entitled "Infiltration of the United Nations by Subversive American Citizens, Internal Security - R," Assistant United States Attorney Silvio Mollo requested information on any subversive Americans employed by the United Nations and its specialized agencies.

New York should furnish copies of reports to AUSA Mollo.

For the information of New York Malina resigned from his position with UNESCO at Paris, France, on February 10, 1953.

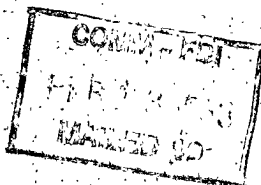
cc - 2 - Los Angeles (100-8196)

cc - 2 - Washington Field (105-668)

354895
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/23/97 BY SP-5 BCC/MLG

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U.S. DEPT. OF JUSTICE
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DATE: 03-10-2008

CLASSIFIED BY 60324 UC BAW/RS/VCF

DECLASSIFY ON: 25X 3.3(1)

03-10-2033

Office Memorandum

UNITED STATES GOVERNMENT

~~SECRET~~~~CONFIDENTIAL~~

TO : Director, FBI (100-164610)

DATE: 1/16/53

FROM : SAC, New York (100-95266)

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b3 Rule 6(e)
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b7CSUBJECT: FRANK J. MALINA, was.
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT354895
CLASSIFIED BY SP-5 JC/JTG
DECLASSIFY ON: 25X 1
5-12-97

Re Los Angeles letter dated 1/12/53 concerning the possible plans for subject's return to the United States.

For consideration of the Bureau as regards the possibility of effecting subject's return to the United States, the following is set forth:

In the case of "Infiltration of the United Nations by Subversive American Citizens, IS - R" (Bufile 105-13893). AUSA, SDNY SILVIO MOLLO has requested information on any subversive Americans employed by the United Nations and it's specialized agencies. In this connection the Bureau may wish to furnish information concerning subject to AUSA MOLLO. Thereupon, AUSA MOLLO may wish to make arrangements to effect subject's return from Europe.

It is noted that subject is not a U.N. employee but rather an employee of a Specialized Agency which theoretically has autonomous being. However, it is known that [redacted] has asserted his influence in the past on these Specialized Agencies and in this matter may do so. RUC.

Rept USA Port of A
Sherman 7/29/52 at NY
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will consider
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lit. Sec. NY
CO. 3A, WFO
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REGISTERED MAIL

1 - Los Angeles (100-8196)

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FEDERAL BUREAU OF INVESTIGATION

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Form No. 1

THIS CASE ORIGINATED AT LOS ANGELES

354895
CLASSIFIED BY SP-5 JCT/176
DECLASSIFY ON: 25X 1-6-13
5-12-97

REPORT MADE AT WASHINGTON, D. C.	DATE WHEN MADE 1/29/53	PERIOD FOR WHICH MADE 1/26, 28, 29/53	REPORT MADE BY [REDACTED] NPB
TITLE FRANK J. MALINA, wa. (U)			CHARACTER OF CASE INTERNAL SECURITY - R; FRAUD AGAINST THE GOVERNMENT
SYNOPSIS OF FACTS: T-1 advises subject not employee of State Department or any governmental agency. States subject presently a member of UNESCO Secretariat, Paris, France. Member of Department of Natural Sciences in UNESCO assigned to group entitled "Contributions to Scientific Research." T-1 [REDACTED] [REDACTED] located Paris, France. Subject appointed to Natural Science Department of UNESCO [REDACTED] of T-2. [REDACTED] [REDACTED] American Scientists at that time lacked confidence in subject. Prior to employment with UNESCO, alleged to have been scientific consultant of War Department in London. UNESCO staff frequently [REDACTED] [REDACTED] Assistant to Legal Advisor of State Department does not believe extradition from France, under existing treaty, possible for violation of 18 USC, 1001.			
DETAILS: AT WASHINGTON, D. C. Confidential Informant T-1, of known reliability, advised that the subject is not an employee of the			
APPROVED AND FORWARDED: COPY IN FILE	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES 100-164610-79 FEB 2 1953 24 RECORDED - 22 INDEXED - 22	
COPIES OF THIS REPORT 5 - Bureau 100-164610 3 - Los Angeles 100-8196 RM 2 - Washington Field 105-668			

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cc. Legal Section
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WFO 105-668

State Department, or any Department of the United States Government, but is a member of the Secretariat of the United Nations Educational, Scientific and Cultural Organization, Paris, France. This organization will hereafter, in this report, be referred to as UNESCO.

Confidential Informant T-1 stated the November 1952 Telephone Directory for UNESCO, Paris, France, listed the subject as a member of the Natural Sciences Department of that organization, working in a division called "Contributions to Scientific Research".

Confidential Informant T-1 further advised that full and complete information, concerning the exact title of subject's position, his duties, places of employment, duties of employment and identities of superiors can be found in his personnel file located at UNESCO Headquarters in Paris, France.

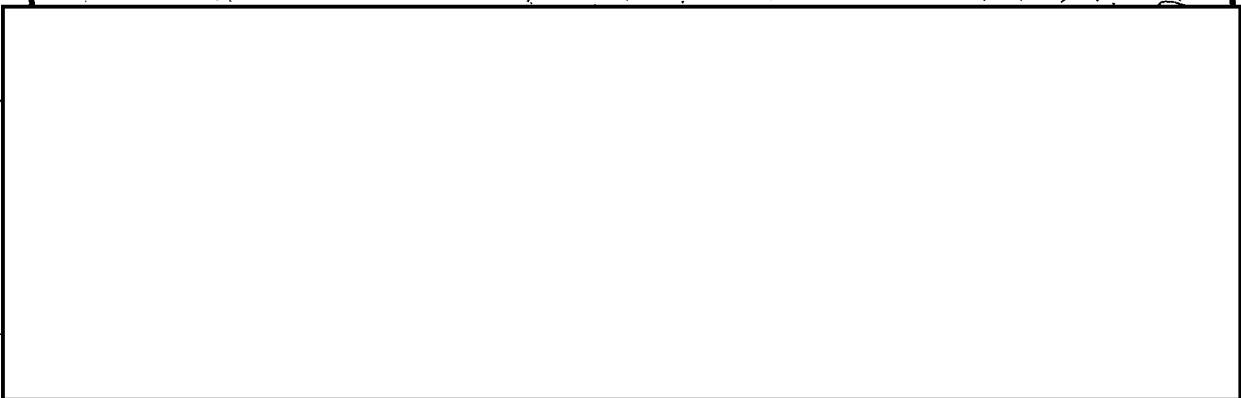
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Confidential Informant T-1 stated that, to the best of



Confidential Informant T-1 also stated that it is his belief the subject has always been assigned to the Paris, France, Headquarters of UNESCO, but that of necessity his duties would cause him to travel extensively in Europe.

Confidential Informant T-1 made available [redacted] the following information concerning the subject:



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[redacted]
[redacted] advised
Confidential Informant T-2. [redacted]
[redacted]
T-2 [redacted]
to T-2. [redacted]
[redacted]

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(U) [redacted] (S)
The American Scientists, who were said to have expressed
(U) a lack of confidence in the subject, were [redacted] (S)

(U) [redacted]
(U) [redacted]
Despite the strenuous objections of T-2, [redacted]
[redacted]

(U) Prior to the appointment, [redacted] that T-2
was able to contact one scientist who knew the subject and who was
willing to give an appraisal of his character as he knew it. This
scientist was [redacted]

(U) [redacted] that the subject's speciality is aero-
dynamics and he has spent some time doing liaison work for the U. S.
Army in Europe in regard to information obtained from Germany in
his speciality. (S)

(U) [redacted] stated he believes that MALINA is a man
of fine personality and would do well on liaison and contact work,
but wondered why a man with this particular scientific speciality
should be wanted by UNESCO. He further advised that MALINA is a
thoroughly reliable member in good standing of a number of scientific
organizations. (S)

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Confidential Informant T-1 stated that at the time of the subject's appointment to UNESCO, [redacted] were pro-Russian, but shortly thereafter both attended a Communist-sponsored rally in Warsaw, Poland, [redacted] came back as an anti-Communist.

[redacted] argued constantly after this and finally in August of [redacted] his job with UNESCO. T-1 said it is his understanding that [redacted]

(U)

[redacted] at this time. (S)

[redacted] identified previously, when questioned about [redacted] of [redacted] as a possible [redacted] commented that all the employees of the Natural Sciences Section seemed to share the same political orientation and are strongly [redacted] He added that [redacted] would have to change at least one-third of the personnel of the section and he did not know if [redacted] had the strength of character to do such a house-cleaning job. (S)

(U)

[redacted] at this time, said that MALINA was apparently doing good work [redacted] and was well liked by members of the Secretariat. He stated, however, he presumes MALINA's position is on the left since he was picked [redacted] but added he had no precise information on where MALINA stands. (S)

(U)

On November 18, 1947, [redacted] reflects that Confidential Informant T-2, previously identified, advised UNESCO concerning allegations made that MALINA was active in Communist Party affairs in California from 1938 to 1942. This is the same information already developed in this case. (S)

(U)

On April 22, 1948, [redacted] the UNESCO Secretariat in Paris, advised Confidential Informant T-2 that MALINA's [redacted] At this time, T-2 [redacted] from Confidential Informant T-3. [redacted]

[redacted] Confidential Informant T-3 advised Confidential Informant T-2 [redacted]

(U)

[redacted] shows that on July 17, 1949, Confidential Informant T-2 advised UNESCO, at Paris, France, that a press report of proceedings before the House Un-American Activities Committee on June 15, 1949, (S)

(U)

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WFO 105-668

mentioned that MALINA was a Communist. After having seen these newspaper reports, [redacted] Head of the Department of Natural Sciences of the UNESCO, stated that he talked with the subject concerning the allegations and MALINA denied ever having been a member of the Communist Party, but stated he was working with [redacted] at the California Institute of Technology, and that, therefore, it may have been assumed that he was also a Communist. (S)

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[redacted] further indicates that on October 16, 1950, after having received word that MALINA was to be assigned to technical assistance work for UNESCO, T-2 objected to his receiving such an assignment on the grounds that he was a security risk. To this, UNESCO Headquarters in Paris answered [redacted]

[redacted], advised T-2 that every effort will be made in the future to undertake thorough preliminary consultation on high-level technical assistance appointments with the Governments of the nationals concerned, as well as reliable professional colleagues. (S)

On January 12, 1951, [redacted] shows that Confidential Informant T-2 was advised by its representative in Paris, that the technical assistance work, referred to above, [redacted]

[redacted] however, was unwilling to accept the subject so the appointment was cancelled. At this time, assurance was given by [redacted] who is head of the Technical Assistance Division of the Natural Sciences Department of UNESCO, that the subject would not be appointed to any technical assistance position in the future. (S)

On June 19, 1951, according to [redacted] [redacted] advised T-2 that MALINA has taken a firm anti-Communist stand but T-2 stated it did not believe it was sufficient to counteract information in the United States, and therefore, there was a very slight chance of MALINA's getting a new passport. The file shows that prior to this, on June 13, 1951, MALINA reported to [redacted] that renewal of his passport had been denied. (S)

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Confidential Informant T-1, identified previously, advised that [redacted] and will be so until the General Assembly meets in May of 1953. He stated that [redacted]

[redacted] further reflects that the question of MALINA's separation was discussed by representatives of T-2 on many occasions [redacted] persons not listed) [redacted]

In connection with persons falling in the latter category, the final discussion with [redacted] for UNESCO, was on September 29, 1952, and with [redacted] on October 3, 1952. In these conversations, assurance was given that MALINA's position would be abolished, but it was stated that this could not be effective until the end of June 1953. (S)

On November 4, 1952, the file shows that T-2 advised UNESCO that in light of [redacted] recent action at the UN Secretariat in New York, concerning disloyal U. S. nationals, there can be no further excuse for not terminating the employment of certain U. S. nationals over whose employment T-2 has expressed its displeasure on numerous occasions and some of whom were appointed over those objections. (S)

In this category of UNESCO employees, T-2 [redacted] FRANK J. MALINA, [redacted] T-2 warned that continued employment by these persons jeopardizes U. S. participation in UNESCO. T-2 further advised UNESCO that it will continue, on basis of sufficient advance notice, to advise on those U. S. nationals who should not be appointed. (S)

On November 6, 1952, according to [redacted] the Director General of UNESCO, advised T-2 that he felt he could not take the above action, which was requested by T-2, under existing staff regulations. (S)

Confidential Informant T-1 stated that while the Director General has the ultimate power to terminate an employee's contract, with UNESCO, [redacted]

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(U) On January 28, 1953, the writer contacted [redacted] Assistant to the Legal Advisor of the State Department, and its expert on treaties. [redacted] was asked if the United States has a treaty with France, which is presently in existence and valid and which specifically contains extradition procedures of 18 USC 1001. (S)

(U) [redacted] advised that the extradition treaty of 1909 with France is still in existence and valid. He stated that Article 2, Item 9, lists Perjury and Subornation of Perjury as crimes for which a person can be extradited from France to the United States. He said that England has a similar treaty with the United States, but in the GERHARDT EISLER case, limited its interpretation of the crime of perjury under the treaty to false swearing in a judicial proceeding. (S)

(U) [redacted] said it is his opinion that the EISLER case would govern in a violation of Section 1001 and it is very unlikely that extradition would be possible. He stated that while France might give the crime of perjury, under the statute, a broader interpretation, he doubts this because of the notoriety of the EISLER case. (S)

(U) [redacted] advised that extradition, under 18 USC 1001, and similar statutes has not been attempted since the EISLER case. He stated, however, that it is the policy of the State Department not to request extradition of any person if there is more than a likelihood of it being refused. [redacted] (S)

(U) [redacted] stated that not knowing the facts of the case the agent had in mind, he could not make a positive statement, but that he is inclined to think that any extradition under 18 USC 1001 would be refused, using the EISLER case as a precedent. (S)

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WFO 105-668

ADMINISTRATIVE PAGE

This report is being classified ~~Secret~~, inasmuch as

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[Redacted]

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T-1

T-2

T-3

[Redacted]

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REFERENCE: Bureau letter to Washington Field Office,
dated January 22, 1953.

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DATE: 04-11-2008
CLASSIFIED BY: 60324 UC BAW/RS/VCF
DECLASSIFY ON: 25X 3.3(1)
04-11-2033

~~CONFIDENTIAL~~

SAC, Washington Field (105-668)

February 13, 1953

Director, FBI (100-164610)-80

FRANK J. MALINA, wg.
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT

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Reurlet February 4, 1953.

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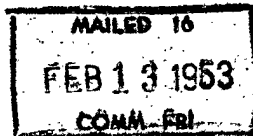
attention. This inquiry should be afforded expeditious

cc - 1 - Los Angeles (100-8196) (For Information)

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DATE: 04-11-2008

CLASSIFIED BY 60324 UC BAW/RS/VCF

DECLASSIFY ON: 25X 3.3(1)

04-11-2033

Office Memorandum • UNITED STATES GOVERNMENT

~~CONFIDENTIAL~~

TO : DIRECTOR, FBI (100-164610)

DATE: February 4, 1953

FROM : SAC, WFO (105-668)

PPB
SUBJECT: FRANK J. MALINA, wa
INTERNAL SECURITY - R;
FRAUD AGAINST THE GOVERNMENT

354895
~~CLASSIFIED BY SP-5 BOC/HG~~
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Enclosure (1)

RECORDED-45

100-164610-80

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*Let file, WFO
cc - LA
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~~SECURITY INFORMATION~~

Mr. Belmont

Assistant Attorney General
Warren Olney III

February 12, 1953

Director, FBI

DATE: 04-11-2008

CLASSIFIED BY: 60324 UC BAW/RS/VCF

DECLASSIFY ON: 25X 3.3(1)

04-11-2033

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FRANK J. MALINA, wa.
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.~~

Reference is made to our prior reports and
correspondence concerning captioned subject, the latest
being our letter to the Criminal Division dated November 20,
1952.

For your further information, there is enclosed
one copy each of the below listed reports:

Report of Special Agent [redacted]
dated January 14, 1953, at Washington, D. C.

Report of Special Agent [redacted]
dated January 29, 1953, at Washington, D. C.

You are advised that [redacted]

[redacted] at Los Angeles, California, for a violation
of 18 USC 1001. A warrant for his arrest was issued which
is presently in the possession of the U.S. Marshall at Los
Angeles, California.

Our recent investigation has, therefore, been
directed toward ways and means of having the subject returned
to the United States from Paris, France, for trial. In this
connection, Assistant United States Attorney, Angus D.
McEachen, Los Angeles, California, was contacted on January 8,
1953, at which time he stated that he had no plans, proposals,
or suggestions for the subject's return to the United States,
and he had no plans for subsequent prosecution. McEachen
stated that in the event Malina voluntarily returns to the
United States the outstanding warrant would be served on him
and the Department would then presumably proceed with
prosecution.

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1 - Los Angeles (100-8196) (For Information)

1 - New York (100-85266) (For Information)

1 - Washington Field (105-668) (For Information)

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[redacted] stated that the French Government has been very lenient in permitting Americans to remain in France without valid U.S. passports. The Department of State has attempted to have U.S. citizens who do not have valid passports returned to this country from France without success. [redacted] informed that although Malina can be requested to return to the United States, such a request would be of little value from a practical standpoint because the French will not cooperate if Malina does not desire to comply with the request. [redacted] further informed that since Malina is a native born U.S. citizen, his status as a citizen cannot be jeopardized by his continued residence outside the United States.

[redacted] next stated that the State Department has requested the United Nations Educational, Scientific and Cultural Organization in Paris to insist that Malina return to the United States in order that his passport status can be "cleared up." The American Ambassador at Paris replied to this request on January 10, 1953, to the effect that [redacted]

[redacted] believes he would be held responsible for any suggestion to Malina concerning Malina's passport status. [redacted] is of the opinion that he might be cast in a light that would seriously compromise his position as an International Civil Servant if Malina were arrested upon his return to the United States. [redacted] stands on the general position previously outlined by [redacted] on December 23, 1952, to the effect that action will promptly be taken by the United Nations in regard to United Nations employees if there is substantial evidence indicating subversive activities but administrative action cannot be arbitrarily taken on mere suspicions that are "devoid of due process."

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We have also made inquiries at the U.S. Embassy in Paris, France, concerning the possibility of having the subject returned to the United States. In this connection, it was ascertained that the subject's passport was taken from him by the Embassy on June 4, 1951, and it still remains in custody of the Embassy. [redacted]

(S)

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The Embassy reply to the State Department on November 6, 1952, also pointed out that the UNESCO contract of Malina's terminates on June 30, 1953.

Assistant U.S. Attorney Silvio Mollo has requested information on subversive Americans employed by the United Nations and its specialized agencies. We are furnishing Assistant U.S. Attorney Mollo with pertinent data concerning Malina.

Malina was the Chief of the Division of Contribution to Scientific Research which is one of the Natural Science Divisions [redacted] His residence address is 89 Rue Erlanger, Paris 16, France. [redacted] who was formerly employed by UNESCO in Paris, France. On February 10, 1953, information was received that Malina had resigned his position with UNESCO.

In view of this, Malina may possibly return to the United States. In the event he does voluntarily return, it is our intention to cause his arrest at the earliest possible time.

In the event he does not voluntarily return to the United States, your comments and suggestions as to the possibility of instituting extradition proceedings under the 1909 Treaty with France will be appreciated.

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In this connection attention is called to the remarks of [REDACTED] the Legal Advisor of the State Department, which appear on page 7 of the enclosed report dated January 29, 1953.

Attachment

100-164610

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~~SECURITY INFORMATION - SECRET~~

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UNITED

GOVERNMENT

TO : DIRECTOR, FBI (100-164610)

DATE: February 20, 1953

FROM : SAC, WFO (105-668)

SUBJECT: FRANK J. MALINA, wa.
INTERNAL SECURITY - R;
FRAUD AGAINST THE GOVERNMENT

354895-001
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 3/22/97 BY SP-5 BUC/226

Rebulet 2-13-53.

[redacted]
Department, Washington, D. C., was interviewed February 19, 1953. [redacted] advised that while assigned to [redacted]

[redacted] he was assigned to lecture to a group of scientists at California Tech. Since the lecture was to include top secret material he requested a clearance of all the scientists from the civilian security officer at the Red Bank Laboratory. This security officer, [redacted] was able to clear all of those to attend except Dr. FRANK J. MALINA. He said he was not able to clear him because [redacted] records in Washington, D. C., indicated he was [redacted]. He said it is his belief that there were only vague allegations made against the subject and that the [redacted] files did not contain concrete proof of Communist Party affiliations on the part of MALINA.

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Reference is made to WFO letter to the Bureau dated 1-31-52 in which the information in [redacted] files referred to by [redacted] is set out.

[redacted] further advised that a few years ago he had occasion to discuss MALINA and his position with UNESCO with [redacted] who told him that he had heard that MALINA at one time was a card-carrying member of the Communist Party in California. [redacted] said he did not know the source of [redacted] information.

[redacted] is assigned to the [redacted] in Washington, and arrangements have been made to interview him on February 20, 1953.

The results of this interview and the source of [redacted] information will be furnished to the Bureau expeditiously.

LDC:af

2 - Los Angeles (Info)
(100-8196)

RECORDED-57

100-164610-83

FEB 24 1953

79 MAR 10 1953

Office Memorandum

GOVERNMENT

TO : DIRECTOR, FBI (100-164610)

DATE: 2/20/53

FROM : SAC, WFO (105-668)

SUBJECT: FRANK J. MALINA, wa.
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT
OO: LOS ANGELES

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HEREIN IS UNCLASSIFIED
DATE 3/28/97 BY SP-5 BCF/1346

Remylet 2/19/53.

[redacted]
[redacted] Washington, D. C., was interviewed 2/20/53.

[redacted] advised that in 1945 he was assigned by the [redacted] to California Tech to do research work on guided missiles. At California Tech at that time the subject was Acting Director of the Jet Propulsion Lab in the absence of [redacted] the Director, who was abroad. [redacted] stated that the [redacted] was going to conduct some tests at the [redacted] California, and by all standards the director of the Jet Propulsion Lab should have been invited to attend. A clearance for MALINA was requested from the [redacted] Unit and according to [redacted] it was refused on the grounds that MALINA had been a member of the Communist Party in Southern California. [redacted] stated that the [redacted] whom he believed had his headquarters in Los Angeles, said that MALINA would not even be cleared to visit a [redacted] much less have access to classified material.

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[redacted] further advised that MALINA left California Tech late in 1945 or early in 1946 and made a trip abroad and shortly thereafter accepted his present employment with UNESCO.

[redacted] Washington, D. C., advised on February 20, 1953, after a review of consolidated ONI file on subject, that the information concerning alleged Communist Party membership on the part of MALINA was brought to the attention of ONI by the Bureau. He said this information is contained in a report of the Los Angeles Division dated November 28, 1942. RUC

LDC:JH
cc-1-Los Angeles (100-8196)(INFO)(RM)

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FEB 24 1953

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Mr. Tolson _____
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ALL INFORMATION CONTAINED
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DATE 3/28/97 BY SP5 BCE/JAL

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PM

URGENT

FRANK J. MALINA, WA, IS - R, FAG. BUFILE ONE HUNDRED DASH ONE SIX
FOUR SIX ONE ZERO. REBU AIRTEL FEB. TWELVE LAST. THE NYO HAS
ALERTED US CUSTOMS SERVICE, BUT HAS NOT ADVISED THEM OF OUTSTANDING
WARRANT. BUREAU REQUESTED TO FURNISH COMPLETE INFORMATION UPON
WHICH TO BASE ARREST AND REMOVAL HEARING OF SUBJECT.

BOARDMAN

END

1-38 PM OK FBI WA SS

RECORDED - 107
JAC, nyc
2-16-53
g emishu
10

100-164610-85
J 19 1953
CC [Signature]

URGENT

FEBRUARY 16, 1953

b3 Rule 6(e)

RECORDED - 44

SAC, NEW YORK
LOS ANGELES

100-164610-85

FRANK J. MALINA, WA., IS DASH R, PAC. RE NY TEL FEBRUARY FOURTEEN, LAST, REQUESTING BUREAU TO FURNISH INFORMATION UPON WHICH TO BASE ARREST AND REMOVAL HEARING OF SUBJECT. LA REQUESTED TO IMMEDIATELY FURNISH BUREAU AND NY ALL NECESSARY INFORMATION.

HOOVER

100-164610

JEM:elk

NOTE: Subject indicted [REDACTED] and warrant for arrest issued. Subject is in Paris, France, and may return to US momentarily as he resigned from UNESCO in Paris on February 10, 1953. Teletype believed necessary in view of ~~imminent~~ possibility of subject's arrival.

IMMINENT

COPIES DESTROYED 3/5/68

RECEIVED
FEB 16 1953
COMMUNICATIONS SECTION

FEB 16 3 41 PM '53

Tolson _____
Ladd _____
Nichols _____
Belmont _____
Clegg _____
Glavin _____
Harbo _____
Rosen _____
Tracy _____
Laughlin _____
Mohr _____
Winterrowd _____
Tele. Rm. _____
Holloman _____
Gandy _____

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

FEB 16 1953

TELETYPE

67 FEB 23 1953

7-40p m

ew

URGENT

FEBRUARY 13, 1953

SAC, LOS ANGELES

FRANK J. MALINA, WA., INTERNAL SECURITY DASH R. FAG. SUTEL TYPE OF
WARRANT ISSUED FOR SUBJECT'S ARREST AND TO WHOM ADDRESSED.

HOOVER

100-164610

JKM:olk *ML*

COPIES DESTROYED *2/10/54*

35489500/
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 3/12/97 BY SP-5 *del*

NOTE: Teletype necessary in order to determine proper agency to
make arrest in event subject returns to US from abroad.

RECORDED-1
100-164610-89
FEB 18 1953
17

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

FEB 13 1953

TELETYPE

Tolson _____
Ladd _____
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Laughlin _____
Mohr _____
Winterrowd _____
Tele. Rm. _____
Holloman _____
Gandy _____

78 FEB 26 1953

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-164610)

DATE: 2/20/53

FROM : SAC, New York (100-95266)

SUBJECT: FRANK J. MALINA, wa.
IS - R
FAG3548950d
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 3/28/97 BY SP-5 BCP/SLK

Rebulet 2/12/53 instructing the New York Office to furnish copies of reports to AUSA SILVIO MOLLO, SDNY, on subject inasmuch as he was interested concerning subversive American citizens employed by the United Nations and its Specialized Agencies.

b2
b6
b7C

In view of the fact that this investigation of the U. N. is now being handled by SAAG [redacted] and since subject has been terminated by UNESCO no copies of reports on subject are being furnished SAAG [redacted] or AUSA MOLLO.

Should the Bureau wish, in view of the above, to have copies of available reports in the NYO furnished to [redacted] the Bureau is requested to authorize the NYO to advise [redacted] of the fact that a warrant is outstanding for subject's arrest.

For the information of Los Angeles and Washington Field Offices, [redacted]

RECORDED - 71

100-164610-88
FEB 25 1953
34

- 1 - Los Angeles (100-8196)
- 1 - Washington Field (105-668)

RECEIVED
FEB 25 1953
V 24 1953

79 MAR 10 1953
JJK:JR

Office Memorandum

UNITED STATES

GOVERNMENT

TO : DIRECTOR, FBI

FROM : SAC, LOS ANGELES (138-)

DATE: February 12, 1953

SUBJECT: FRANK J. MALINA,
aka, Frank Parma
Member, Natural Sciences Department
UNESCO
Paris, France
LOYALTY OF EMPLOYEES OF THE
UNITED NATIONS AND OTHER
PUBLIC INTERNATIONAL ORGANIZATIONS

In connection with recent Executive Order 10422 pertaining to Loyalty of Employees of the United Nations and Other Public International Organizations, your attention is called to the above named individual, who is currently employed by the United Nations Education, Scientific and Cultural Organizations (UNESCO) in Paris, France, as a member of the Natural Sciences Department.

As you are aware, MALINA has been under investigation since 1949 under the caption "FRANK J. MALINA, Wa., INTERNAL SECURITY - R; FRAUD AGAINST THE GOVERNMENT" (Bureau File 100-164610.) Investigation has disclosed that MALINA was a member of Professional Unit 122 of the Los Angeles County Communist Party in Pasadena, California in 1939.

Subject: *UNESCO*
Paris, France
2-10-53
LA advised
mm

b3 Rule 6(e)
b6
b7C

MALINA is presently located in Paris, France, and inquiries are currently under way as to the possibilities of having him extradited or otherwise returned to the United States for subsequent prosecution.

JPA:jmb
cc: LA 100-8196

354895-001
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 3/28/97 BY SP-5 PCE/JS

100-164610
100-164610
FEB 16 1953

RECORDED-29

67 MAR 5 1953

SAC, Los Angeles (100-8196)

March 10, 1953

Director, FBI (100-164810)-90

FRANK J. MALINA, wa.
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT

354895-001
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 3/28/97 BY SP-5 BCT/KYG
(m.b.)

b3 Rule 6(e)
b6
b7C

Reurmemo February 19, 1953, concerning captioned subject.

The data appearing in Bureau memorandum dated February 12, 1953, which was addressed to Assistant Attorney General Warren Olney III, (cc - Los Angeles) reporting that a sealed indictment had been returned against Malina [redacted] was taken from your teletype dated December 17, 1952, which reads,

[redacted]

In view of the information in referenced memorandum indicating that the indictment [redacted]

[redacted]

Referenced memorandum also requested that Los Angeles be informed whether or not Malina should be considered a fugitive in view of his resignation from UNESCO on February 10, 1953. You are informed that subject's prior employment with UNESCO is not a guide as to whether he should or should not be carried as a fugitive in future communications inasmuch as you were previously instructed not to list the subject as a fugitive. It is suggested that the prior instructions be continued.

Further reference is made to the report of SA [redacted] dated July 26, 1949, at Los Angeles, California, enclosing copies of two photographs of Malina. You should advise the date each of these photographs was taken and from whom they were acquired. If any better photographs of Malina are available, they should be forwarded to the Bureau.

cc - 2 - New York (100-95266)
Washington Field (105-668)

Tolson _____
Ladd _____
Nichols _____
Belmont _____
Clegg _____
Glavin _____
Harbo _____
Rosen _____
Tracy _____
Laughlin _____
Mohr _____
Winterrowd _____
Tele. Rm. _____
Holloman _____
Gandy _____

63 MAR 13 1953
JEM:rmc

RECEIVED HEARING ROOM
FBI
U.S. DEPT. OF JUSTICE

Handwritten signatures and initials: Ladd, MO, WAB, 7-104, JEM

~~SECURITY INFORMATION~~ ~~SECRET~~

Office Memorandum • UNITED STATES GOVERNMENT.

TO : DIRECTOR, FBI (100-164610)

FROM : SAC, LOS ANGELES (100-8196)

SUBJECT: FRANK J. MALINA, wa.
IS - R; FAG

DATE: 2/19/53

354895001
DECLASSIFIED BY SP-5 DEC/17/86
OF 3-28-97

Rebutel 1/22/53 suggesting that Los Angeles consider placing a stop against the subject with the Identification Division of the Bureau in lieu of a fugitive form letter. It was therein pointed out that inasmuch as it was known that MALINA was then located in Paris, France, he could not be considered a Bureau fugitive.

In accordance therewith, a stop has been placed with the Identification Division. However, inasmuch as Buairtel to New York dated 2/12/53 advises that MALINA resigned from UNESCO on 2/10/53 at Paris, France with present whereabouts not being indicated, you are requested to advise whether or not it is desired that MALINA now be considered a fugitive.

Reference is also made to a copy of bulet dated 2/12/53 addressed to Assistant Attorney General WARREN OLNEY III regarding this matter. It is noted that Page 1, Paragraph 4 sets forth that a sealed indictment was returned against MALINA [REDACTED] In the event that technical considerations are pertinent, it is pointed out that [REDACTED]

JPA:BMN
REGISTERED
AIR MAIL

b3 Rule 6(e)

Let to SA
cc-NY, WFO
3/9/53
JEM:jme

Let to aa
3/9/53
JEM:jme

RECORDED-84

100-164610-90
FEB 25 1953~~SECURITY INFORMATION~~ ~~SECRET~~

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

FEB 13 1953

TELETYPE

b3 Rule 6(e)

Mr. Tolson _____
Mr. Ladd _____
Mr. Nichols _____
Mr. Belmont _____
Mr. Clegg _____
Mr. Glavin _____
Mr. Harbo _____
Mr. Rosen _____
Mr. Tracy _____
Mr. Gearty _____
Mr. Mohr _____
Mr. Winterrowd _____
Tele. Room _____
Mr. Holloman _____
Mr. Sizoo _____
Miss Gandy _____

354895-001
ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 3/28/97 BY SP-5 BCE/216

FBI, LOS ANGELES 2-13-53 4-58 PM JMD

DIRECTOR URGENT

FRANK J. MALINA, WA. IS DASH R FAG. REBUTEL THIS DATE. AUSA

ANGUS D. MC EACHEN ADVISES WARRANT ISSUED FOR SUBJECT-S

ARREST IS AN UNEXECUTED BENCH WARRANT ISSUED BY THE COURT

[REDACTED] IN USUAL FORM OF BENCH WARRANT.

WARRANT IS ADDRESSED TO U.S. MARSHAL OR ANY OTHER AUTHORIZED OFFICER.

POLD PLS

63 MAR 13 1953

RECORDED - 28

MAR 10 1953

24

7206

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

b3 Rule 6(e)

Mr. Tolson	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Belmont	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Harbo	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Gearty	_____
Mr. Mohr	_____
Mr. Winterrowd	_____
Tele. Room	_____
Mr. Holloman	_____
Mr. Sizoo	_____
Miss Gandy	_____

354895001
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 3/23/97 BY SP5 BOC/

FEB 18 1953

TELETYPE

FBI, LOS ANGELES

2-17-53

9-47 PM PST

DIRECTOR, FBI AND SAC NEW YORK

D E F E R R E D

FRANK J. MALINA, WA. ISR- FAG. BUREAU FILE ONE HUNDRED DASH ONE SIX
FOUR SIX ONE ZERO. REBUTEL FEB. SIXTEEN LAST REQUESTING LA TO
FURNISH INFORMATION UPON WHICH TO BASE ARREST AND REMOVAL HEARING OF
SUBJECT. FOLLOWING SET FORTH COLON. POINT ONE. [REDACTED]

[REDACTED] POINT TWO BENCH WARRANT ISSUED [REDACTED]

BY US JUDGE WILLIAM

C. MATHES ADDRESSED TO UNITED STATES MARSHAL OR ANY OTHER AUTHORIZED
OFFICER. BOND SET AT TEN THOUSAND DOLLARS RETURNABLE LOS ANGELES. POINT
THREE. INDICTMENT SETS FORTH DETAILS OF [REDACTED]

[REDACTED] POINT FOUR. DESCRIPTION WHITE, AGE FORTY, BORN BRENHAM,
TEXAS OCTOBER TWO NINETEEN TWELVE, HEIGHT FIVE FEET EIGHT INCHES,
WEIGHT ONE HUNDRED THIRTY POUNDS, EYES BROWN, HAIR BROWN, HIGH FORE-
HEAD, COMPLEXION DARK, PECULIARITIES WORE FULL BEARD LAST VISIT TO US
IN NINETEEN FORTYNINE. PHOTOGRAPHS BEING FORWARDED BY AIRMAIL NEW YORK.

COPIES DESTROYED 1/3/94

END AND ACK PLS IN O

WA AX

1254 AM OK WA OUQQ

RECORDED - 28

MAR 10 1953

53 MAR 13 1953

TU VM

SAC, Los Angeles (100-8196)

February 18, 1953

Director, FBI (100-164610)

FRANK J. MALINA, wa.
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT

354895-00)
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 3/28/97 BY SP-5 BCL/SG

that time, no report or other evidence of additional investigation has been received from Los Angeles except a letter dated January 12, 1953, advising that the Office of the U. S. Attorney had no plans or suggestions for securing the return of the subject to the U. S. from France and except for a teletype dated February 13, 1953, informing of the type of warrant issued for the subject's arrest. Both of the above communications were submitted at the specific request of the Bureau.

Los Angeles should have submitted a report as soon as possible after [redacted] informing of [redacted]

As Los Angeles is also aware, the U. S. Attorney in Los Angeles has indicated that the Government's case against the subject is not a strong one. In view of this, the investigation of the subject must be immediately intensified and handled on a continuous basis in an effort to obtain additional evidence.

If it has not already been done, this case should be assigned to an experienced agent who has the desire, the willingness, the aggressiveness and the ability to get out and "dig" for additional evidence of the subject's past Communist Party membership. 100-164610-93

RECORDED - 47

The case file on the subject should be thoroughly reviewed for the names of former Communist associates and consideration afforded toward interviewing those associates.

JEM:rmc

Tolson _____
Ladd _____
Nichols _____
Belmont _____
Clegg _____
Glavin _____
Harbo _____
Rosen _____
Tracy _____
Laughlin _____
Mohr _____
Winterrowd _____
Tele. Rm. _____
Holloman _____
Gandy _____

COMM - FBI
FEB 20 1953
MAILED 31


60 MAR 13 1953

This should include Communist Party members who are known to have been in the same club or branch with the subject as well as Communist Party members not in the same club but in the Los Angeles area who might have knowledge of the subject's past Communist Party membership.

Bureau authority should, of course, be obtained prior to interviewing any present or former Communist Party member, and recommendations should be submitted to the Bureau if such interviews appear feasible. The Bureau will generally approve such interviews unless there is some information in Bureau files or in the field office files indicating that an interview with the Communist Party member might not be desirable at this time.

If any Communist Party members were interviewed several years ago concerning the subject, with negative results, consideration should be afforded toward reinterviewing them at this time after Bureau authority has been obtained inasmuch as they might now change their attitude and be cooperative.

b2
b7E



Los Angeles is, therefore, directed to immediately submit a report containing full details of the indictment returned against the subject and the warrant that has been issued.

Thereafter, this investigation should be intensified along the lines suggested herein and investigative reports submitted each 45 days or sooner until all logical investigation has been exhausted.

b2
b7E

URGENT

FEBRUARY 11, 1953

SAC, NEW YORK (100-95266)
CC - WFO (BSM)

AIR MAIL

FRANK J. MALINA, WA., IS DASH R, FAG. SUBJECT RESIGNED FROM
UNESCO FEBRUARY TEN LAST AT PARIS, FRANCE. HE MAY RETURN TO
US. NY ALERT ALL RELIABLE SOURCES COVERING PORTS OF ENTRY.
WFO DETERMINE [REDACTED] STILL IN EXISTENCE. IF
BY BUREAU AGENTS
SUBJECT ENTERS US HE SHOULD BE ARRESTED/AT EARLIEST POSSIBLE
TIME UNDER AUTHORITY WARRANT ISSUED AT LOS ANGELES.

b2

...HOOVER

CC - 2 - LOS ANGELES (100-8196) (BY MAIL)

- 2 - WASHINGTON FIELD (103-668) (BY SPECIAL MESSENGER)

100-164610

354895001
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 3/28/97 BY SP5 BCE/116

JEM:eme

eme

RECORDED-88 100-164610-94

MAR 11 1953

Tolson _____
Ladd _____
Nichols _____
Belmont _____
Clegg _____
Glavin _____
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Laughlin _____
Mohr _____
Tele. Rm. _____
Holloman _____
Gandy _____

MAILED 8
FEB 10 1953
COMM-FBI

RECEIVED
FEB 12 8 26 PM '53
DEPT. OF JUSTICE
FED. DIRECTOR

[Handwritten signatures and initials]

[Handwritten signature]

88 MAR 16 1953

Office Memorandum • UNITED STATES GOVERNMENT

TO : A. H. Belmont *AB*

DATE: February 11, 1953

FROM : W. A. Branigan *WAB*SUBJECT: FRANK J. MALINA, wa.
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT354895-04
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 3/28/77 BY SP-5 BCL/ATG

Tolson	✓
Ladd	✓
Nichols	✓
Belmont	✓
Clegg	✓
Glavin	✓
Harbo	✓
Rosen	✓
Tracy	✓
Laughlin	✓
Mohr	✓
Winterrowd	✓
Tele. Rm.	✓
Holloman	✓
Gandy	✓

SYNOPSIS:

Subject was CP member in 1938-1939. Since 1947, he has been employed by UNESCO in Paris, France. Subject was indicted on December 17, 1952, for failure to list former CP membership on a PSQ executed by him in 1944 and a warrant for his arrest was issued. On February 10, 1953, he resigned from UNESCO and he may now return to the United States. It is recommended that Bureau Agents cause his arrest if and when he enters the United States.

b7D

PURPOSE:

To recommend that the subject be arrested by Bureau Agents if and when he enters the United States.

DETAILS:

Frank Joseph Malina who was born October 2, 1912, in Brenham, Texas, received a Ph.D. Degree in Aeronautics from the California Institute of Technology in 1940. Thereafter, he was employed by the U. S. Army Air Force Jet Propulsion Research Project until 1946. Since 1947 he has been employed by UNESCO in Paris, France.

Our investigation of Malina reflected that he was a CP member in 1938-39 under the name Frank Parma. We have located copies of CP records

have secured signed statements from two former CP members indicating that Malina was also a CP member. We have also located a Personnel Security Questionnaire signed by Malina in 1944, upon which he failed to indicate that he was a former CP member.

Attachment
100-164610
JEM:eme
file

RECORDED-88

100-164610-95

MAR 11 1953

15-95
negotiation
from

67 MAR 17 1953

[Redacted]

~~CONFIDENTIAL~~

Urgent

FEBRUARY 12, 1953

100-164610-96

(U)

LEGAL ATTACHE
PARIS, FRANCE

WFO(BSW) (105-668)

b2

RECORDED-88

FRANK J. MALINA, WA., IS DASH R, YAO. DEUTSCHE (FEBRUARY

(U) TEN, LAST.) ASCERTAIN FROM RELIABLE SOURCES SUBJECT'S TRAVEL
PLANS, IF ANY, AND ADVISE BUREAU IMMEDIATELY IF HE LEAVES
FRANCE FOR US OR ANY OTHER COUNTRY. HOOVER

100-164610

CC - 2 - LOS ANGELES (100-8195) (By Mail)

CC - 2 - WASHINGTON FIELD (BY SPECIAL MESSENGER) (105-668)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

(U)

cc - Foreign Service Desk

Handwritten signature

35489501

CLASSIFIED BY SP-5 BCE/JTG

DECLASSIFY ON: 25X 3

3-29-97

NR. 10
ENC. 0245-0310 BY [Signature]
CK. 0305-0325 BY [Signature]
APPROVED BY [Signature]
TYPED BY ECD [Signature]
FILED BY [Signature]

- Tolson _____
- Ladd _____
- Nichols _____
- Belmont _____
- Clegg _____
- Glavin _____
- Harbo _____
- Rosen _____
- Tracy _____
- Laughlin _____
- Mohr _____
- Winterrowd _____
- Tele. Rm. _____
- Holloman _____
- Gandy _____

JEM:dmd

[Redacted]

CONFIDENTIAL

53 MAR 16 1953

35489500/
CLASSIFIED BY SP-5 BCE/316
DECLASSIFY ON: 25X 3
3-29-97

~~CONFIDENTIAL~~

4-3
✓
ls
✓
Mr. C
Mr. G
Mr. H
Mr. J
Mr. K
Mr. L
Mr. M
Mr. N
Mr. O
Mr. P
Mr. Q
Mr. R
Mr. S
Mr. T
Mr. U
Mr. V
Mr. W
Mr. X
Mr. Y
Mr. Z

(U) ~~(S)~~ [REDACTED] DATED [FEBRUARY 10, 1953]
AT PARIS, FRANCE. RECEIVED VIA [REDACTED]

FRANK J. MALINA, WITH ALIASES, INTERNAL SECURITY-R,
FAG. SUBJECT RESIGNED HIS UNESCO POSITION EFFECTIVE
[FEBRUARY 10, 1953.] LETTER FOLLOWS.

Bozinger

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

(U) ~~(S)~~ [REDACTED]
RECEIVED: [2-10-53] 5:54 PM KH
(U) ~~(S)~~ [REDACTED]

b2
b6
b7C
b7E

li

Memo Belmont
[11-5-53] (U)
del. WFO LA
[12-5-53] (U)
cc NY
cc WFO

RECORDED-88

100-164610-96
[MAR 11 1953]

McMahon

del NY
cc WFO LA
[2/12/53] (U)
Cable Dept. Paris
[2/14/53] (U)

cc: Mr. Belmont
cc: Mr. Ferris

COPIES DESTROYED
[2 AUG 8 1974]

If the intelligence contained in the above message is to be disseminated
outside the Bureau, it is suggested that it be suitably paraphrased in
order to protect the Bureau's [REDACTED]

~~CONFIDENTIAL~~

ram

On August 7, 1952, the U. S. Attorney at Los Angeles, California, declined to prosecute the subject. We represented the case to the Criminal Division on September 12, 1952, and requested that the case be reconsidered with respect to prosecution. The Criminal Division agreed to prosecute and a [redacted] against the subject on [redacted] in Los Angeles, California, for a violation of 18 USC 1001. A warrant was issued for the subject's arrest which is presently in the possession of the U. S. Marshal at Los Angeles, California. [redacted]
[redacted]

Since the return of the indictment our investigation has been directed toward finding a means to bring Malina back to the United States from Paris to stand trial. [redacted] dated [redacted]
[redacted]

OBSERVATIONS:

Since the subject has resigned his position he may possibly return to the United States at any time. It is believed that we should take full credit for our investigative efforts and make the arrest if and when the subject returns to this country.

RECOMMENDATIONS:

If you agree, there is attached for your approval a letter directed to the Criminal Division of the Department informing of our recent investigation and of our intention to cause the subject's arrest if he enters the United States.

Also attached is a teletype to New York furnishing appropriate instructions in this matter, [redacted] to the Legat, Paris, France instructing that the Bureau should be immediately informed if subject leaves France.

March 4, 1953

To : Supervisors Handling Criminal Violations

From : Mr. Rosen

Subject : DELAYS ON THE PART OF UNITED STATES ATTORNEYS

Re: Frank J. Malina
IS-R
FAG

SAC Letter #53-13 dated February 10, 1953, instructed all field offices to review pending cases in all classifications in order to locate instances where the office of the United States Attorney has delayed in rendering a prosecutive opinion or where prosecutive action has been delayed subsequent to indictment, issuance of an information or complaint. Separate sheets were to be prepared for each classification and the following information furnished:

Complete title and character of case
Bureau file number if known
A brief resume of the delay on the part of the United States Attorney's office, and
The reason for the delay, if known.

An original and three copies of each sheet were to be prepared.

Together with a copy of this memorandum each desk handling criminal violations is being furnished three copies of memoranda prepared by the field covering the classifications it handles. The original will be filed in the main 62- file maintained by the Bureau on the subject of "Relations With the United States Attorney's Office in Each District." Each desk should review the cases referred to in the memoranda and take such action as is necessary to bring the case to a logical conclusion at the earliest possible date. This will require writing to the Department in all instances where the delays on the part of the United States Attorney do not appear justified and consideration should be given to writing the Department in those cases where delays are apparent even though explained by reasons beyond the control of the United States Attorney. The field should be furnished with copies of any letters to the Department and all cases should be followed closely until closed.

1 ENCL.

The action taken should be noted on a copy of the memorandum from the field which is to be routed to the file of the substantive case. A copy of the field memorandum may be retained as a tickler if not needed for filing purposes.

354895-00/
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 3/28/97 BY SP-5 BCC/ATG

60 APR 14 1953

100-164610-
NOT RECORDED
128 APR 8 1953

McMaffey

100-164610-

~~CONFIDENTIAL~~

Los Angeles, California
February 20, 1953

100 CLASSIFICATION

FRANK J. MALINA, wa.
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT
Bureau file No. 100-164610
Los Angeles File No. 100-8196

354895-001

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7-18-97 BY SP-5 JCT/SLK

Resume of Delay

b3 Rule 6(e)

Bureau first presented this matter to the Department on February 25, 1952. Department letter dated April 18, 1952, to the Bureau reported that the case was being referred to the U. S. Attorney at Los Angeles. On May 22, 1952, the facts were discussed locally with Assistant U. S. Attorney JACK F. HILDRETH. On May 25, 1952, HILDRETH advised that he was no longer the person to see and requested the whole matter be represented to Assistant U. S. Attorney ANGUS D. McEACHEN. By letter dated May 26, 1952, the local U. S. Attorney's Office was furnished with additional reports for the consideration of the U. S. Attorney. McEACHEN thereafter advised that the material would be reviewed and his opinion as to prosecution would be given shortly. On June 10, 1952, McEACHEN was re-contacted and he again stated that he would give his opinion shortly. On July 3, 1952, the Bureau was advised that McEACHEN had been contacted on several occasions for a prosecutive opinion but had not been able to review the matter thoroughly due to an administrative project in his office. On August 7, 1952, McEACHEN advised that he had reviewed the matter and declined prosecution.

On October 9, 1952, McEACHEN was re-contacted and the matter reviewed. After again contacting McEACHEN, he was sent a letter by the Los Angeles Office on December 1, 1952, reminding him that the Statute of Limitations would expire on December 31, 1952. [redacted] the case was [redacted]

[redacted] On January 8, 1953, McEACHEN was re-contacted as to future prosecutive plans at which time he stated that he had no plans, proposals, or suggestions in this matter.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

Memo
Barrington to
Schmidt
3/27/53

COPIES DESTROYED 2/3/59 R69

ENCLOSURE

100-164610 -

~~CONFIDENTIAL~~

~~SECURITY INFORMATION - SECRET~~

cc - Mr. Belmont

Assistant Attorney General
Warren Olney III

March 24, 1953

Director, FBI

FRANK JOSEPH MALINA, wa.,
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT

354895-001
DECLASSIFIED BY SP-5 BGE/176
ON 4-7-97

Enclosed is one copy of a report by
Special Agent [redacted] dated March 4, 1953,
at Los Angeles, concerning captioned subject.

b6
b7C

You will be informed of pertinent developments
in this investigation.

RECORDED - 9

100-164610-97

Enclosure

JEM:eme

Tolson _____
Ladd _____
Nichols _____
Belmont _____
Clegg _____
Glavin _____
Harbo _____
Rosen _____
Tracy _____
Laughlin _____
Mohr _____
Winterrowd _____
Tele. Rm. _____
Holloman _____
Gandy _____

~~SECURITY INFORMATION - SECRET~~

COMM - FBI
MAR 25 1953
MAILED 28

79 APR 1 - 1953

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

b3 Rule 6(e)
b6
b7C
b2

DATE: 10-18-2007
CLASSIFIED BY 60324 AUC BAW/RS/VCF
DECLASSIFY ON: 25X 3.3(1)
10-18-2032

FD-72
(1-10-49)

FEDERAL BUREAU OF INVESTIGATION

~~SECURITY INFORMATION - SECRET~~

FORM No. 1

THIS CASE ORIGINATED AT

LOS ANGELES

FILE NO.
CLASSIFICATION PER OGA LETTER

REPORT MADE AT LOS ANGELES	DATE WHEN MADE 3/4/53	PERIOD FOR WHICH MADE 12/17/52; 1/8, 23; 2/17-19, 27/53	REPORT MADE BY 2008
TITLE CHANGED FRANK JOSEPH MALINA, wa. Frank Parma.			CHARACTER OF CASE INTERNAL SECURITY - R; FRAUD AGAINST THE GOVERNMENT.

SYNOPSIS OF FACTS:

CC ACSE 8-26-52 DSJ
3-20-53 firm
1 cc AAG Olney III by cover memo 3-24-53 firm
0-1 to LA. Bullock post. Supp 4-25-53. firm - P
5/6/53 LA add. report sub. 4/28/53
cc London BUK/line 7-26-50
1. RAS Indictment is Sealed
Do Not DISSEMINATE EXCEPT TO DEPT UNTIL AFTER Subject is Apprehended
[redacted] Los Angeles, California, [redacted] under Title 18, U. S. Code, Section 80, for failure to disclose former Communist Party membership on a Personnel Questionnaire and Application executed on October 24, 1944 and May 16, 1946 for the U. S. Government. Bench Warrant issued [redacted] Bond set at \$10,000. MALINA employed at UNESCO, Paris, France, since April 18, 1947. Resigned suddenly February 10, 1953. Last residence reported as 89 Rue Erlanger, Paris, France.

DETAILS:

The title of this report is being marked changed to reflect subject's full name as FRANK JOSEPH MALINA.

Assistant United States Attorney ANGUS D. McEACHEN advised that [redacted] by a Federal Grand Jury at Los Angeles.

APPROVED AND FORWARDED <i>[Signature]</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES 100-164610-97 MCM MAR 10 1953 HANDLED BY DESK EX		RECORDED INDEXED
COPY IN FILE 5-Bureau (100-164610) (Reg.) 1-USA, Los Angeles (Reg.) 2-Washington Field (105-668) (Reg.) 2-New York (100-95266) (Reg.)		STAT. SECT.		

PROPERLY TO BE HANDLED AS A CONFIDENTIAL REPORT AND ITS CONTENTS ARE LOANED TO YOU BY THE FBI AND ARE NOT TO BE
4-Los Angeles (100-8196) (Reg.)

~~SECURITY INFORMATION - SECRET~~

COPIES DESTROYED

~~SECRET~~

LA 100-8195

[REDACTED]

A Bench Warrant was [REDACTED]
[REDACTED] by U. S. Judge WILLIAM C. MATHES, addressed to the
United States Marshal or any other authorized officer, and is
currently in possession of the local U. S. Marshal. Bond was
set at \$10,000, returnable at Los Angeles. Because of the
impossibility of serving the above warrant on MALINA due to his
known residence in Paris, France, MALINA is now considered a
fugitive by the United States Attorney's Office.

[REDACTED]

~~SECRET~~

~~SECRET~~

LA 100-8196

This application also reflected that he had been

[REDACTED]

subject had previously been active in the Communist Party under the name FRANK PARMA.

On March 16, 1951 the subject applied for renewal of his passport. On this date he furnished a certificate on UNESCO letterhead wherein [REDACTED] UNESCO official, certified that subject had been employed by UNESCO on April 18, 1947, and that his work contract extended to January 15, 1953.

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b2
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[REDACTED]

By letter dated September 21, 1951 from the subject at 89 Rue Erlanger, Paris 16, subject requested a written statement from the Embassy setting forth the reason why his passport had not been renewed. [REDACTED]

(S)

- 5 -

~~SECRET~~

~~SECRET~~

LA 100-8196

(S)

and further indicated that

(S)

~~(S)~~

It should be noted that during the November-December, 1952 General Conference of UNESCO in Paris, the Director General [redacted] The Acting Director General is now [redacted] U. S. national, who will continue as head of UNESCO until the naming by the member countries of a new Director General.

T-2, of known reliability, advised on January 14, 1953,

(U)

T-2 advised that MALINA presently resided at 89 Rue (S)

(U)

~~SECRET~~

~~SECRET~~

LA 100-8196

Erlanger, Paris 16, and that [redacted] formerly was employed by UNESCO. T-2 added that as far as he knows subject has given no indication during the period of his work with UNESCO of pro-Communist or anti-U. S. sentiments.

T-2 subsequently advised on February 10, 1953 that MALINA had resigned his position with UNESCO, effective February 10, 1953, and that his resignation had been accepted. [redacted]

[redacted]

(U) It was T-2's opinion therefore in view of the foregoing facts that subject's receipt of the questionnaire and fingerprint card probably precipitated his decision to resign his UNESCO position on February 9 as indicated above. (S)

T-3, of known reliability, advised on February 27, 1953 that in 1940 or 1941 he had received information from [redacted] regarding the meetings described by [redacted] as Communist meetings held in the home of MALINA in Pasadena,

[redacted]

~~SECRET~~

~~SECRET~~

b2
b6
b7C
b7D

LA 100-8196

able to furnish additional information regarding the subject and his former Communist Party activities. T-3 explained that [redacted] was one of the early enthusiasts in jet propulsion and rocket research, and was one of the early officers of the Aerojet Engineering Corporation with [redacted] MALINA. His current whereabouts are unknown to T-3 although he was last believed to be affiliated with the Jet Propulsion Laboratory, Pasadena, California.

T-4.

(S)

~~(S)~~

T-4

(S)

~~(S)~~

[redacted] subject was placed with the Identification Division of the Bureau on February 11, 1953.

- P -

8 -
~~SECRET~~

LA 100-8196

~~SECRET~~

b1
b2
b6
b7C

ADMINISTRATIVE PAGE

This report is being classified Security Information -
~~Secret~~ inasmuch as it contains information so classified by the

[REDACTED]

(S) In accordance with Bulet January 22, 1953 indicating that the subject could not then be considered a Bureau fugitive in view of his known residence in Paris, France, a [REDACTED] accordingly placed against the subject with the Identification Division of the Bureau by the Los Angeles Office on February 11, 1953 in lieu of a Fugitive Form Letter.

Washington Field airtel dated February 13, 1953 advised that [REDACTED] notice against the subject originally placed with the Collector of Customs throughout the United States on May 3, 1950 was still in effect, and would remain effective until canceled.

For the information of the Charlotte Office which has not received previous reports in this matter, the general basis for this investigation is apparent in this report.

LEADS:

WASHINGTON FIELD OFFICE

cancel
At Washington, D. C.: Will report the complete results of the interview with [REDACTED] on February 19, 1953, as indicated in Washington Field letter February 20, 1953.

NEW YORK OFFICE

At New York, New York: Will attempt to locate and interview [REDACTED] regarding subject's former Communist Party membership and activity in Professional Unit 122, Los Angeles County Communist Party, as originally suggested in Los Angeles letter to the Bureau and New York dated January 4, 1952, page 2.

CHARLOTTE OFFICE

cancel
At Durham, North Carolina: Will identify [REDACTED]
[REDACTED]

~~SECRET~~

~~SECRET~~

LA 100-8196

b1
b6
b7C
b7D

ADMINISTRATIVE PAGE (CON'T)

LOS ANGELES OFFICE

At Los Angeles, California: Will interview [redacted] [redacted] former Communist Party organizer in the Los Angeles area, for information concerning the formation and make-up of Professional Unit 122 of the Los Angeles County Communist Party, and also for the names of additional individuals who may be able to testify as to the former Communist Party membership of MALINA.

Will consider the advisability of interviewing all known former members of Professional Unit 122, Los Angeles County Communist Party, who have not yet been contacted regarding MALINA's former membership and activity therein.

Will attempt to locate and interview [redacted] last believed to be affiliated with Jet Propulsion Laboratory, Pasadena, California, regarding any information concerning MALINA's former Communist Party membership and activities.

Will, at such time as the subject is taken into custody, remove the stops placed with the Identification Division of the Bureau and the Collector of Customs.

INFORMANTS:

T-1

(U)

T-2

(U)

T-3

T-4 (S)

REFERENCE: Los Angeles letter to Bureau February 19, 1953.
Los Angeles teletype to Bureau February 17, 1953.

~~SECRET~~

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (100-164610)

DATE: March 17, 1953

FROM : SAC, WFO (105-668)

ppx to

SUBJECT: FRANK JOSEPH MALINA, was.
IS - R
FAG
(Los Angeles - 00)

354895001
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4-7-97 BY SP-5 BCC/ATG

Rerep of SA [] dated March 4, 1953, at Los Angeles in which a lead was set out for the WFO to report the complete results of the interview with [] Washington, D. C.

The complete results of the interview with [] was contained in WFO letter to the Bureau with two carbon copies to Los Angeles dated February 20, 1953.

b2
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OK

Inasmuch as nothing pertinent to this investigation was developed as a result of the interview with [] the WFO does not feel that submitting the information obtained in the form of a report is warranted.

UACB, this matter is being considered RUC.

LEC:CEM

2-Los Angeles (100-8196) (RM)

RECORDED - 113
9-3/1953

100-164610-98

Jan
Jan

F9
78 MAR 20 1953

SECURITY INFORMATION - ~~CONFIDENTIAL~~

cc - Mr. Belmont

Assistant Attorney General
Warren Olney III

March 10, 1953

Director, FBI

FRANK J. MALINA, wa.
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT

354895001
DECLASSIFIED BY SP5 BCE/JTG
ON 4-7-97

b3 Rule 6(e)
b2

Reference is made to our memorandum dated February 12, 1953, furnishing copies of investigative reports and advising that a sealed indictment had been returned against Malina [redacted] by a Federal Grand Jury at Los Angeles, California.

For your information the sealed indictment was

100-164610

JEM:rmc

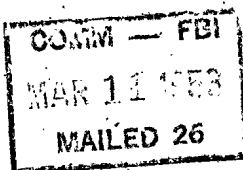
SECURITY INFORMATION - ~~CONFIDENTIAL~~

RECORDED - 68

MAR 12 1953

100

Tolson _____
Ladd _____
Nichols _____
Belmont _____
Clegg _____
Glavin _____
Harbo _____
Rosen _____
Tracy _____
Laughlin _____
Mohr _____
Winterrowd _____
Tele. Rm. _____
Holloman _____
Gandy _____



RECEIVED RECORDING ROOM
MAR 10 4 28 PM '53

100 SNIE 2-3-59

JEM

~~SECURITY INFORMATION - SECRET~~

DATE: 10-18-2007

CLASSIFIED BY 60324 AUC BAW/RS/VCF

DECLASSIFY ON: 25X 3.3(1)

10-18-2032

CLASSIFICATION PER OGA LETTER

DATED 02-26-2008

March 27, 1953

Assistant Attorney General
Warren Olney III

Director, FBI

FRANK JOSEPH MALINA, wa.,
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT

354895001

CLASSIFIED BY SP-5 BCE/JLB

DECLASSIFY ON: 25X 1

4-9-97

b1
b6
b7C

Reference is made to the report of Special
Agent [redacted] dated March 4, 1953, at Los Angeles,
California, concerning captioned subject.

[redacted]

Enclosed is one copy of a report by Special
Agent [redacted] dated March 18, 1953, at Charlotte,
North Carolina, containing the results of an inquiry con-
cerning the [redacted]

You will be informed of pertinent developments
concerning our investigation of Malina.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

RECORDED - 20
100-164610-100

JEM:eme

Tolson _____
Ladd _____
Nichols _____
Belmont _____
Clegg _____
Glavin _____
Harbo _____
Rosen _____
Tracy _____
Laughlin _____
Mohr _____
Winterrowd _____
Tele. Rm. _____
Holloman _____
Gandy _____

APR 6 1953

~~SECURITY INFORMATION - SECRET~~

COMM - FBI
MAR 30 1953
MAILED 28

~~SECRET~~

~~SECRET~~

MAR 27 4 12 PM '53
REC'D FBI

AB 28

WOB 28

Jim

CE 100-6502

ADMINISTRATIVE PAGE

REFERENCE: Report of SA Los Angeles,
dated 3/4/53.

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b7C

~~SECRET~~

SAC, L

100-81960

h 18, 1953

Director, FBI (100-164610).

100-164610-101
FRANK J. MALINA, wa.
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT

354895-001

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 9-18-97 BY SP5 JCB/STP

b2

Re Bureau memorandum dated March 10, 1953,
concerning captioned subject.

The Criminal Division, by memorandum dated
March 10, 1953, advised as follows:

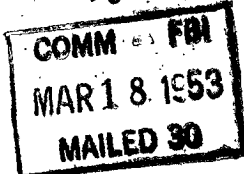
"Reference is made to your memorandum of
February 12, 1953, requesting my comments with respect
to the possibility of instituting extradition proceedings
against the subject under the 1909 Treaty with France.

"In view of these circumstances, it is concluded
that extradition proceedings should not be instituted, since
it is likely that France would refuse extradition under
18 U.S.C. 1001, using the Eisler case as a precedent. Should
the subject learn of the indictment outstanding against him
by reason of an unsuccessful attempt at extradition, there
would be little likelihood of his returning to the United
States voluntarily."

cc - 2 - New York (100-95866)

- 2 - Washington Field (105-668)

JEM:eme



ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

Tolson _____
Ladd _____
Nichols _____
Belmont _____
Clegg _____
Glavin _____
Harbo _____
Rosen _____
Tracy _____
Laughlin _____
Mohr _____
Winterrowd _____
Tele. Rm. _____
Holloman _____
Gandy _____

78 APR 1 - 1953

~~SECRET~~

SECURITY INFORMATION

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, Federal Bureau of Investigation

DATE: March 10, 1953

FROM : Warren Olney III
Assistant Attorney General, Criminal DivisionSUBJECT: FRANK J. MALINA, wa.
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT

Mr. Tolson	✓
Mr. Ladd	✓
Mr. Nichols	✓
Mr. Belmont	✓
Mr. Clegg	✓
Mr. Glavin	✓
Mr. Harbo	✓
Mr. Rosen	✓
Mr. Tracy	✓
Mr. Gearty	✓
Mr. Mohr	✓
Mr. Winterrowd	✓
Tele. Room	✓
Mr. E. Roman	✓
Mr. Sizoo	✓
Miss Gandy	✓

WO:JFR:v
146-1-124769~~SECRET~~

Reference is made to your memorandum of February 12, 1953, requesting my comments with respect to the possibility of instituting extradition proceedings against the subject under the 1909 Treaty with France.

It is noted that the Passport Office of the State Department has advised you that France has been very lenient in permitting Americans to remain there without valid United States passports. It is further noted that, although the subject can be requested to return to the United States since his passport has been taken from him, it is the considered opinion of the Passport Office that France would not cooperate should the subject be unwilling to comply with the request.

In view of these circumstances, it is concluded that extradition proceedings should not be instituted, since it is likely that France would refuse extradition under 18 U.S.C. 1001, using the Eisler case as a precedent. Should the subject learn of the indictment outstanding against him by reason of an unsuccessful attempt at extradition, there would be little likelihood of his returning to the United States voluntarily.

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4-7-92 BY SP-5 BCE/276
354885-001

SECRET
SECURITY INFORMATION

100-164610-101
EX-1053
EXPEDIENT PROCEDURE

McMahan

Office Memorandum • UNITED STATES GOVERNMENT

TO : DIRECTOR, FBI (100-164610)
FROM : JFM SAC, LOS ANGELES (100-8196)
SUBJECT: FRANK J. MALINA, wa.
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT

DATE: April 6, 1953

Re: Urlet March 10, 1953

The two photographs of MALINA mentioned in referenced letter having been previously submitted with Los Angeles report dated July 26, 1949 were obtained in June, 1949 from the Anonymous source referred to therein. The exact date they were actually taken is unknown to this office.

The files of this office, however, reflect the photostatic copy of a Passport application by MALINA dated April 11, 1949 which bears a photograph apparently identical with bearded photograph submitted. A photostatic copy of an undated Passport application apparently submitted in March, 1947 however bears a photograph apparently identical with the clean shaven photograph submitted. Later photographs of MALINA are not available at this time.

JPA/fbk

354895001
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4-7-97 BY SP-5 BCE/JTE

RECORDED-100

100-164610-103
38 APR 14 1953

Office Memorandum

2

UNITED STATES

GOVERNMENT

TO : A. H. Belmont

~~CONFIDENTIAL~~

DATE: March 27, 1953

FROM : W. A. Branigan *WAB*

b3 Rule 6(e)

SUBJECT: FRANK JOSEPH MALINA, wa.,
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT

Tolson	_____
Ladd	_____
Nichols	_____
Belmont	_____
Clegg	_____
Glavin	_____
Harbo	_____
Rosen	_____
Tracy	_____
Laughlin	_____
Mohr	_____
Winterrowd	_____
Tele. Rm.	_____
Holloman	_____
Gandy	_____

Reference is made to the memorandum dated March 4, 1953, from [redacted] to all Supervisors Handling Criminal Violations, entitled "Delays on the Part of United States Attorneys." Referenced memorandum referred to SAC Letter #53-13, dated February 10, 1953, which instructed the field to submit memoranda on all cases where the United States Attorney delayed rendering an opinion. Referenced memorandum directed that upon receipt of the memorandum from the field the delay should be brought to the attention of the Department.

This case was presented to the Criminal Division for an opinion as to possible prosecution on February 25, 1952. The Criminal Division referred the matter to the United States Attorney in Los Angeles and after periodic contacts with the U. S. Attorney he declined prosecution on August 7, 1952. On September 12, 1952, we requested the Criminal Division to reconsider the case. On September 25, 1952, the Criminal Division advised that the U. S. Attorney at Los Angeles had been requested to resubmit an opinion. On October 7, 1952, an additional witness was located and on October 9, 1952, the U. S. Attorney at Los Angeles advised he would authorize prosecution. The Criminal Division was appropriately informed [redacted]

[redacted] Subject is out of U.S., and trial date has not been set.

RECOMMENDATION:

Inasmuch as the Bureau has corresponded with the Department on a number of cases as above reported regarding prosecution of the subject, and inasmuch as the Department is well aware of the U. S. Attorney's delay in this case, it is recommended that the matter not be again called to the Department's attention.

354895001
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 9-18-97 BY SP-5 JAC/STB

RECORDED - 123

APR 6 1953

100-164610

cc - 62 -

(Relations with the U. S. Attorney's
Office at Los Angeles, California)

JEM:eme

53 APR 23 1953

~~CONFIDENTIAL~~

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

UNRECORDED COPY FILED IN 62

SAC, Los Angeles (100-8196)

June 4, 1953

Director, FBI (100-164610)- 106

RECORDED-130

FRANK JOSEPH MALINA, wa.
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT

354893
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 9-18-77 BY SP-5 JCL/HK

Reference is made to your undated memorandum which was received in the Bureau on May 5, 1953. Referenced memorandum requested Bureau authority to interview twelve former CP members concerning captioned subject.

Bureau authority is granted to interview the following former CP members:



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b7C

COMM - FBI
JUN 4 1953
MAILED 2

The above interviews must be conducted in accordance with existing regulations concerning interviews with security subjects. It is being left to the discretion and judgment of the interviewing agents as to whether or not [redacted] should be interviewed jointly.

The above interviews should be conducted at the earliest possible time and the results submitted to the Bureau in report form suitable for dissemination. If any individual refuses to be interviewed, this information should also be appropriately set forth in the report. The Bureau should be kept informed of all pertinent developments.

cc - 2 - Denver
2 - New Orleans
2 - San Francisco

Tolson _____
Ladd _____
Nichols _____
Belmont _____
Clegg _____
Glavin _____
Harbo _____
Rosen _____
Tracy _____
Garry _____
Mohr _____
Winterrowd _____
Tele. Room _____
Holloman _____
Sizoo _____
Miss Gandy _____

JEM:rmc [signature]

63 JUN 12 1953

[Handwritten signatures and initials, including "Walt" and "JCL"]

~~SECURITY INFORMATION - CONFIDENTIAL~~

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (100-164610)

FROM : SAC, Los Angeles (100-8196)

SUBJECT: FRANK JOSEPH MALINA, wa.
IS - R; FAG
OO: LA

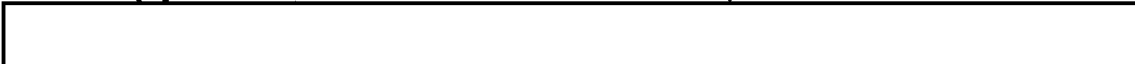
DATE:

Attached herewith for the Bureau, San Francisco, New Orleans and the Denver Offices are copies of the report of SA [redacted] dated 4-28-53 in the above-captioned matter.

Bureau authority is again requested to interview the following known former members of Pasadena Professional Unit 122 of the Los Angeles County Communist Party who have already been interviewed on various previous occasions and who have been found cooperative:



Bureau authority is also requested at this time to interview the following additional known former members of Pasadena Professional Unit 122 in view of a conceivable change in their reluctant or hostile attitude because of the changing international situation:



It is recalled that [redacted] refused to testify in the Los Angeles trial of [redacted] on August 31, 1950, and as a result of which [redacted]

In view of this fact the San Francisco Division recently indicated by Air-Tel, January 30, 1953, regarding [redacted]

Encls. 5
REGISTERED MAIL

JPA:MAK

cc: 2 - San Francisco (Encls. 2)(REG)
2 - New Orleans (Encls. 2)(REG)
2 - Denver (Encls. 2)(REG)

COPIES DESTROYED 2/3/76

X-120-1A
cc- DM, NO, SF
6/4/53
S. J. W. M.

RECORDED-107

INDEXED-107

100-164610-106
MAY 15 1953~~SECURITY INFORMATION - CONFIDENTIAL~~b6
b7C

35489600/10050-885-885/176
DECLASSIFIED BY SP5 BJS/176
ON 4-9-87

[redacted]

According to San Francisco Air-Tel mentioned above regarding [redacted] was interviewed twice in connection with the previous [redacted] case at which time he denied he was a Communist Party member or that he had knowledge that his associates in the group were Communist Party members. He expressed a desire, however, to cooperate with the Government and his only reluctance was based on possible embarrassment which might jeopardize his job. As a result of this attitude the San Francisco Division, according to the above Air-Tel, indicated that it planned to interview [redacted] regarding the recent [redacted] matter.

3/14/53

[redacted]

It is recalled that [redacted] refused to testify in connection with the [redacted] trial in Los Angeles. A summary report dated March 27, 1953, was recently submitted by the Los Angeles office. [redacted]

[redacted]

b6
b7C

[redacted]

was also a former member of Pasadena Professional Unit 122, and cooperative, advised this office on January 20, 1953, that he had discussed her current Communist attitude with her recently inasmuch as he has been concerned over the Communist environment surrounding [redacted]

[redacted] At the time of this discussion [redacted] indicated to [redacted] "It is possible that people can change and that it can happen in extreme cases, too." [redacted] it is recalled, furnished a signed statement regarding MALINA's former Communist Party membership and has stated that [redacted] was much more active in that Unit than he was and could, undoubtedly, be of assistance in this matter if so inclined.

[redacted]

It is recalled that [redacted] reluctantly testified at the [redacted] trial in Los Angeles but refused then to be interviewed regarding any other members.

LA 100-8196

W
It is requested that the Bureau advise all interested offices as to the Bureau's decision regarding the interviewing of the above-named individuals in order that outstanding leads in these Divisions may be handled promptly in the event Bureau authorization is granted.

b6
b7C

SECURITY INFORMATION - CONFIDENTIAL

FEDERAL BUREAU OF INVESTIGATION

FORM NO. 1
THIS CASE ORIGINATED AT

LOS ANGELES

FILE NO.

REPORT MADE AT LOS ANGELES	DATE WHEN MADE 4/28/53	PERIOD FOR WHICH MADE 3/2,3,4,5,9,12,13,16,18,30;4/17/53	REPORT MADE BY <div style="border: 1px solid black; width: 100px; height: 20px; display: inline-block;"></div> MAK
TITLE FRANK JOSEPH MALINA, wa.		CHARACTER OF CASE INTERNAL SECURITY - R; FRAUD AGAINST THE GOVERNMENT	
<div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <p>SYNOPSIS</p> <p><i>b2</i></p> <p><i>354895001</i></p> <p><i>DECLASSIFIED BY SP-5 JC/STG</i></p> <p><i>9-18-97</i></p> </div> <div style="width: 65%;"> <p>[redacted] unable to furnish additional corroborative details regarding subject's former Communist Party membership during 1938-1939. [redacted] self-admitted former member of Pasadena Professional Unit 122, Los Angeles County Communist Party, in 1937, has no recollection subject was a member at that time. Records of American Library Association, Los Angeles, California, failed to reflect any additional documentary evidence as to subject's former Communist Party membership.</p> </div> </div>			
<div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <p><i>AGENCY REC'D 5-12-53</i></p> <p><i>1 cc - AAG (only)</i></p> <p><i>- Legat Paris (by RS)</i></p> <p><i>6-1-53</i></p> </div> <div style="width: 65%;"> <div style="border: 1px solid black; padding: 5px; width: fit-content;"> <p>CC TO: <i>OSD</i></p> <p>REQ. REC'D <i>10-24</i></p> <p>OCT 27 1961</p> <p>ANS.</p> <p>BY: <i>alp - SLS</i></p> </div> <p><i>cc - Legat London</i></p> <p><i>SWK/Kmw</i></p> <p><i>4-26-54</i></p> </div> </div>			
- P -			
<p><u>DETAILS:</u></p> <p>[redacted] previously referred to in this investigation as a [redacted] in the Communist Party [redacted]</p>			
<p><i>cc ACST</i></p> <p><i>8-26-57</i></p> <p><i>SS/ats</i></p>			
APPROVED AND FORWARDED:		SPECIAL AGENT IN CHARGE	
[Signature]			
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<p>SEE NEXT PAGE</p> <p>5 - Bureau (100-164610)(REG.)</p>		<p>100-164610-106</p> <p>MAY 5 1953</p> <p>20</p> <p>RECORDED-107</p> <p>INDEXED-107</p>	

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78 JUN 4 1953

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LA 100-8196

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- 1 - New York (100-95266)(REG.)
- 1 - Washington Field (INFO)(105-668)(REG.)
- 4 - Los Angeles (100-8196)

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DETAILS: (CON'T)

[Redacted]

[Redacted] advised that he prefers not to be called as a witness to testify in any legal proceeding involving the subject.

[Redacted]

[Redacted] rocket research conducted at the California Institute of Technology. As a result of this scientific association, [Redacted] explained, these men also mixed socially and came into contact with [Redacted] also previously referred to in this investigation as a former member of Pasadena Professional Unit 122, through an introduction by MALINA. [Redacted] stated that MALINA was present at meetings when [Redacted]

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LA 100-8196

whom he described as very pro-Communist in his expressions in 1938, passed out Communist literature.

T-1 of known reliability. reiterated [redacted]

[redacted] as Communist meetings held in the home of FRANK J. MALINA. No other details were known to T-1.

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On March 2, 1953, T-1 further advised that [redacted] had been an "inseparable buddy" of [redacted] in connection with their original rocket research and could probably furnish additional information regarding the above-mentioned meetings alleged to have been held at MALINA's home.

[redacted]
[redacted] a self-admitted former member of the Pasadena Professional Unit 122, advised on March 13, 1953, that he had no knowledge or recollection that MALINA had been a member of that Unit in 1937 at which time he terminated his own membership. [redacted] was also unable to identify photographs of MALINA submitted to him.

[redacted]
California, who has been identified by [redacted] as the [redacted] [redacted] known former member of Pasadena Professional Unit 122, and as one who also attended meetings of that Unit, advised on April 17, 1953, that he did not care to be contacted again by Agents of this office regarding Pasadena Professional Unit 122 inasmuch as he believed he had already furnished all information in his possession.

It is recalled that during a previous investigation conducted by this office, [redacted] had been interviewed on February 6, 1950, by SA [redacted] then denied ever being a member of the Communist Party himself but admitted his interest in Communism in 1937 and his attendance at closed meetings of Pasadena Professional Unit 122 in 1938. He then identified several members

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of that Unit but did not then include the name of MALINA. It is unknown whether or not [] was specifically questioned at that time as to MALINA's membership or attendance at those meetings.

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[] Secretary-Manager, American Library Association, 356 North Broadway, Los Angeles, California, advised on March 18, 1953, that a thorough search of her records failed to reflect any documentary evidence relating to MALINA's former membership in the Communist Party.

T-2, of known reliability, []

[] advised on March 30, 1953, that he personally was not aware of the original formation and make-up of Pasadena Professional Unit 122 since it had been organized prior to his own entry into Communist Party activity in 1938. In his [] he was not aware of the specific membership of that Unit with the exception of []

[] name), who was primarily interested in professional groups at that time, could probably furnish information concerning Pasadena Professional Unit 122. []

Colif.

T-3, of known reliability, has advised that the above-named [] on March 24, 1953, left a forwarding address of [] California, from her recent local address of [] California.

For the information of the San Francisco, Denver, New Orleans and Phoenix offices, FRANK JOSEPH MALINA is a known former member of the Pasadena Professional Unit 122 of the Los Angeles County Communist Party during approximately 1938-1941. []

(X)(V) [] at Los Angeles, California, [] under Title 18, U.S. Code, Section 80, for failure to disclose his former Communist Party membership on a personnel questionnaire executed on October 24, 1944, and also on an application dated May 16, 1946, both of which have been furnished to the U.S. Government. A Bench Warrant was issued on [] MALINA has been employed at UNESCO, Paris, France, since April 18, 1947, but resigned suddenly on February 10, 1953.

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- 4 -

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ADMINISTRATIVE PAGE

LEADS

SAN FRANCISCO OFFICE

At San Francisco, California:

Will, upon receipt of Bureau authorization as requested under separate letter, interview [redacted] former member of Pasadena Professional Unit 122, Los Angeles County Communist Party, regarding the membership and activities therein of MALINA during 1938-41.

(It is recalled that [redacted] was previously cooperative in the [redacted] and subsequently on September 27, 1951, he voluntarily appeared at the [redacted] offering his cooperation when needed.)

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Will, upon receipt of Bureau authorization, also interview the following additional former members of Pasadena Professional Unit 122 regarding the membership and activities therein of the subject during 1938-1941:



In the event pertinent information is obtained, signed statements should, of course, be obtained if possible.

DENVER OFFICE

At Denver, Colorado:

Will, in the event Bureau authorization is granted as requested under separate letter, attempt to interview [redacted]

[redacted]
Unit 122, Los Angeles County Communist Party, during 1938-1941 regarding the membership and activities therein of the subject during that period.

In the event pertinent information is secured, signed statements should be obtained if possible.

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LA 100-8196

ADMINISTRATIVE PAGE

NEW ORLEANS OFFICE

At New Orleans, Louisiana:

Will, in the event Bureau authorization is granted as requested under separate letter, attempt to interview and secure a signed statement from [redacted] Street, regarding the former membership and activities of the subject in Pasadena Professional Unit 122 of the Los Angeles County Communist Party during 1938-1941 at which time [redacted] was also a member.

(As pointed out in separate letter, [redacted])

[redacted] former member of Pasadena Professional Unit 122.)

PHOENIX OFFICE

At Tucson, Arizona:

Will interview [redacted] regarding any knowledge of Communist Party membership by MALINA in Pasadena, California, during 1938-41 or details concerning meetings held at MALINA's home, 1288 Cordova Street, which appeared to be Communist in nature.

NEW YORK OFFICE

*At New York City, New York:

Will attempt to locate and interview [redacted]

[redacted] regarding subject's former Communist Party membership and activity in Pasadena Professional Unit 122, Los Angeles County Communist Party, as originally suggested in Los Angeles letter to the Bureau and New York dated January 4, 1952, Page 2.

LOS ANGELES OFFICE

At Santa Barbara, California:

Will interview [redacted]

[redacted] for information regarding the formation and make-up of Pasadena Professional Unit 122 of the Los Angeles County Communist Party, and for the names of

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*Corrected
Serial
112*

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Serial 109 covered

*Corrected
Serial 113*

~~CONFIDENTIAL~~

LA 100-8196

ADMINISTRATIVE PAGE

additional individuals who may be able to testify as to the former Communist Party membership of MALINA.

At Los Angeles, California:

Will, upon receipt of Bureau authorization, interview the following former members of Pasadena Professional Unit 122, Los Angeles County Communist Party, regarding the membership and activities therein of the subject:

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Will, at such time as the subject is taken into custody, remove the stops placed with the Identification Division of the Bureau and the Collector of Customs.

INFORMANTS

T-1

T-2

T-3,

REFERENCE: Report of SA dated 3/4/53.

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SAC, New York

(6)

May 15, 1953

Director, FBI (100-164610)

FRANK JOSEPH MALINA
INTERNAL SECURITY - R
FRAUD AGAINST THE GOVERNMENT

354895001
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4-9-97 BY SP5 BCC/AN

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Reference report SA [redacted] dated
March 4, 1953, at Los Angeles, in the captioned matter,
and reurlet dated April 14, 1953, captioned [redacted]
[redacted] Security Matter - C."

Your office is instructed to expedite the inter-
view of [redacted] concerning Frank Joseph Malina and to
furnish the results thereof to the Los Angeles and Washington
Field Offices and to the Bureau in the captioned case as
requested in referenced report.

The Los Angeles Office is instructed to include
pertinent information concerning [redacted]
[redacted] as set forth in the report of
SA [redacted] dated April 14, 1953, at New York,
on Los Angeles, captioned [redacted] in a
report in the captioned matter.

cc - 2 - Los Angeles (100-8196)

- 2 - Washington Field (105-608)

RECORDED-20

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MAY 18 1953
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Tolson _____
Ladd _____
Nichols _____
Belmont _____
Clegg _____
Glavin _____
Harbo _____
Rosen _____
Tracy _____
Gearty _____
Mohr _____
Winterrowd _____
Tele. Room _____
Holloman _____
Sizoo _____
Miss Gandy _____

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MAY 15 1953
MAILED 25

WBI 3
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SECURITY INFORMATION - CONFIDENTIAL

FEDERAL BUREAU OF INVESTIGATION

FORM NO. 1
THIS CASE ORIGINATED AT

LOS ANGELES

DECLASSIFIED BY 354895001
ON 4-9-97

FILE NO.

REPORT MADE AT PHOENIX	DATE WHEN MADE 6-1-53	PERIOD FOR WHICH MADE 5-18-53	REPORT MADE BY [REDACTED] slb
TITLE FRANK JOSEPH MALINA, wa. AGENCY [REDACTED]		CHARACTER OF CASE INTERNAL SECURITY-R; FRAUD AGAINST THE GOVERNMENT	
SYNOPSIS OF FACTS: <p>[REDACTED] Arizona, first knew FRANK JOSEPH MALINA during 1934-35, California Institute of Technology, Pasadena, California, and was an associate of MALINA during 1938-41 while working at the Jet Propulsion Laboratory, Pasadena, California. MALINA and associate [REDACTED] endeavored to indoctrinate those employed and studying at Jet Propulsion Laboratory in Communist ideology. MALINA personally responsible for delaying progress of jet rocket by two years, according to [REDACTED] aware of MALINA's Communist tendencies and beliefs but not in possession of actual proof of CP membership. [REDACTED] not aware business meetings and social affairs held at home of MALINA, during 1939-41, Communist inspired. Former associates of MALINA [REDACTED] forth.</p> <p>cc - Regal, London [REDACTED] 4-26-54</p>		REQ. REC'D 5-24-54 REP'T FORW. 5-22-54 BY [REDACTED]	
DETAILS: <u>AT TUCSON, ARIZONA</u>			
<p>advised he first met FRANK JOSEPH MALINA while engaged in the study of jet rocket propulsion at the California Institute of Technology, Pasadena, California, during 1934-35. [REDACTED] advised at that time MALINA was a student working directly under [REDACTED] California Institute of Technology. In addition to being a student MALINA [REDACTED]</p> <p>cc - AAC, Olney cc - Legat, Paris 6/26/53 JEM/jim P-R/s</p> <p>G.I.R. 5 cc ACST 8-26-57 DSS/ato</p>			
APPROVED AND FORWARDED: G. B. M.	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES	
COPY IN FILE		100-164610-109	
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[redacted] declared he personally was engaged as a research assistant in the aeronautical laboratory at California Institute of Technology as of 3-1-39. Their work was concerned primarily with the development of the rocket and funds were obtained through General HAP ARNOLD and the National Defense Research Council.

During late 1939 and early 1940 the California Institute of Technology built its first jet propulsion laboratory in Pasadena, California. Subject MALINA was the chief engineer at that time

[redacted]
MALINA worked directly [redacted] according to [redacted]
[redacted]

he was described by [redacted] as being an extremely good friend of MALINA.

[redacted] declared during the time he was acquainted with MALINA in the 1934-35 period, he found it extremely difficult to maintain harmonious relations with MALINA. He recalled MALINA was extremely theoretical whereas he [redacted] was practical. He never felt close or friendly towards MALINA advising they were natural-born enemies.

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[redacted] declared he worked on the project engaged by the California Institute of Technology during 1934-36 at which time he relinquished his position with the jet propulsion laboratory again resuming his work during 1940-41. He recalled during this latter period one [redacted] of the Communist Party "among" the inner circle of the jet propulsion laboratory, joined their organization. He noted [redacted] was an extremely close associate of MALINA. Further, that [redacted] was the "key of Communist Party activity" and as a result probably had considerable influence on MALINA. [redacted] recalled there were a number of "bull sessions" among the inner circle of the jet propulsion laboratory regarding Communist Party ideologies. Further, that [redacted] and subject MALINA endeavored to indoctrinate those around them in Communist ideology. He declared on many occasions they attempted to indoctrinate him. [redacted] declared in 1940 he subscribed to the Daily Worker, a New York Communist publication, and was of the opinion he gave his subscription for the paper to MALINA who in turn furnished it to

[redacted]

[redacted] stated he attended several social affairs at the MALINA residence, 1288 Cordova Street, Pasadena, California, during 1939-41. Many of the meetings which he had at the MALINA residence were of a business nature and very little discussion, if any, was had concerning Communism and its activities. [redacted] recalled seeing a number of pamphlets, brochures, and miscellaneous literature around the MALINA residence which he felt were subversive in text but was unable to recall the names of any of the articles, magazines or pamphlets which he saw.

[redacted] recalled on or about 1938 or 1939 he was invited to the [redacted] home in Pasadena, California, on an afternoon which was apparently an indoctrination meeting. Those in attendance were as follows:

[redacted]

subject MALINA, and two or three unknown young men.

This residence, according to [redacted] was located north of the California Institute of Technology and about two or three blocks from the institute in the vicinity of Lake and Hill "venues. Insofar as [redacted] could recall, there were approximately eight persons in all at the "indoctrination meeting." [redacted] recalled he and [redacted] left the meeting prior to its actual beginning and prior to his leaving he "sounded off" on the subject of Communism indicating his distaste and disrespect for any Communist ideology which might be further put to him. He declared this undoubtedly served to dampen any further enthusiasm on the part of MALINA and [redacted] to indoctrinate him in Communist ideology or to further attempt to recruit him into any party activities and he was never again invited to attend any such meetings by either MALINA or [redacted]

[redacted] declared there is no doubt whatsoever in his mind that subject MALINA held up the progress of the jet rocket propulsion units by at least two years. He declared MALINA accomplished this by virtue of inserting numerous technical objections and requesting considerable unnecessary analyses which were completely unnecessary. Those individuals working on the project were unable to approach the problem from a practical point of view. [redacted] declared in his opinion there was entirely

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too much scientific analysis upon the part of MALINA which was in the end absolutely inconclusive.

[redacted] considered MALINA to be entirely sympathetic to the Communist cause but he had no direct positive evidence of party membership on the part of MALINA. He noted [redacted] sub-ARIZONA [redacted] was not nearly as sympathetic to Communist ideology as was MALINA. [redacted]

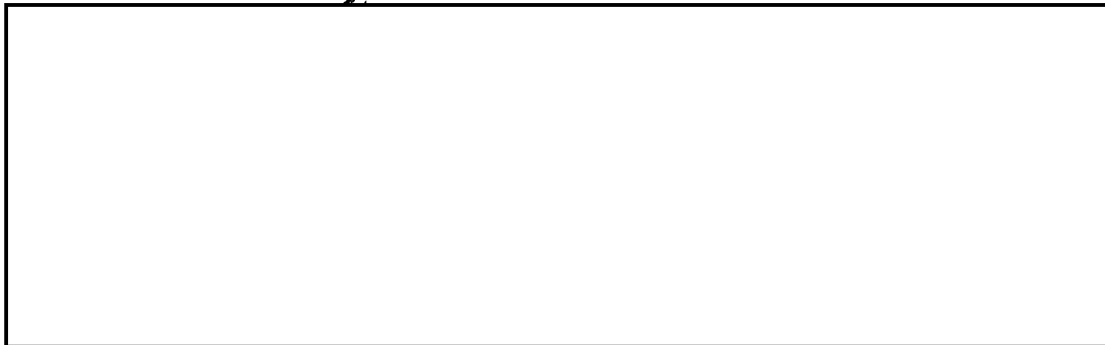
[redacted] declared he never attended any meeting at the MALINA home at 1288 Cordova Street which he regarded as entirely Communist in nature other than the meeting which occurred in the afternoon of the year 1938 which meeting was held at the home of [redacted] advised [redacted] ARIZONA attended several meetings at the MALINA home for he had a natural curiosity for scientific and political theories.

[redacted] declared the following individuals were acquainted with and associates of FRANK MALINA and for that reason might possibly be able to furnish additional information concerning MALINA:

[Large redacted area]

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[redacted] is an American citizen who was interned during the war. He advised he knew of nothing which might reflect against the loyalty of [redacted] further, that [redacted] was an associate of MALINA during the jet propulsion laboratory days prior to the war.

[redacted] advised he last saw FRANK MALINA in 1949-50 approximately at New Years time at the home of [redacted] who was a former associate of MALINA's at the Aero-Jet Laboratory. MALINA at that time was affiliated with UNESCO.

The Communist Party has been cited by the Attorney General of the United States as being within the purview of Executive Order 9835.

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ADMINISTRATIVE PAGE

Leads to interview the associates and friends of FRANK JOSEPH MALINA and as named within the body of this report, are not being set out by the Phoenix Division and this matter is being left to the discretion of the Los Angeles Division.

REFERENCE: Report SA 4-28-53, Los Angeles.

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FEDERAL BUREAU OF INVESTIGATION
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